

ADDENDUM TO
RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

SEP 14 1998

IN THE MATTER OF:

[REDACTED]
[REDACTED]

DOCKET NUMBERS: 89-02847
(Case 1)

COUNSEL: NONE

HEARING DESIRED: YES

Applicant requests that his records be corrected to reflect the addition of the Fifth Oak Leaf Cluster (50LC) to the Air Medal (AM) and Distinguished Flying Cross (DFC), and award of the China War Memorial Medal. Applicant's submission is at Exhibit A.

The AFBCMR previously considered and denied the applicant's request that his records be corrected to reflect the addition of an Oak Leaf Cluster to the AM and DFC (see AFBCMR 80-00947, with Exhibits A through C).

By letter, dated 24 Jun 97, the applicant requested reconsideration of his original application (which is now AFBCMR 97-02008) concerning the addition of the 50LC to the AM and DFC. He also amended his request to include award of the China War Memorial Medal (Exhibit D).

The appropriate Air Force office evaluated applicant's requests and provided an advisory opinion to the Board recommending the applicant's requests be denied (Exhibit E). The advisory opinion was forwarded to the applicant for review and response (Exhibit F). Applicant's response to the advisory opinion is at Exhibit G.

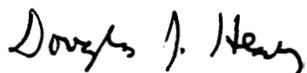
After careful consideration of applicant's requests for the addition of the 50LC to the AM and DFC and his most recent submission, we are unpersuaded that a reversal of our earlier determination is warranted. No evidence has been presented which shows to our satisfaction that the applicant was entitled to the 50LC for the AM and DFC. Concerning his request for award of the China War Memorial Medal, the facts and opinions stated in the advisory opinion appear to be based on the evidence of record and

~~have no persuasive evidence that applicant was denied awards to which he is entitled, appropriate regulations were not followed, or appropriate standards were not applied, we find no basis to disturb the existing record. Accordingly, the applicant's requests are not favorably considered.~~

The applicant's case is adequately documented and it has not been shown that a personal appearance with or without counsel will materially add to our understanding of the issues involved. Therefore, the request for a hearing is not favorably considered.

The Board staff is directed to inform applicant of this decision. Applicant should also be informed that this decision is final and will only be reconsidered upon the presentation of new relevant evidence which was not reasonably available at the time the application was filed.

Members of the Board Mr. Douglas J. Heady, Mr. Joseph G. Diamond, and Mr. Henry Romo, Jr. considered this application on 11 Aug 98 in accordance with the provisions of Air Force Instruction 36-2603 and the governing statute, 10 U.S.C. 1552.



DOUGLAS J. HEADY
Panel Chair

Additional Exhibits:

- D. Applicant's Ltr
- E. Advisory Opinion
- F. SAF/MIBR Ltr Forwarding Advisory Opinion
- G. Applicant's Response